

Enforcement Decree of the Korea Institute of Nuclear Safety Act

Enacted by Presidential Decree No. 12963, Mar. 31, 1990;
(Entered into force Mar. 31, 1990)
Amended by Presidential Decree No. 20740, as amended by other Act, Feb. 29, 2008;
(Entered into force Feb. 29, 2008)
Partially amended by Presidential Decree No. 21550, Jun. 25, 2009;
(Entered into force Jun. 25, 2009)
Amended by Presidential Decree No. 23237, as amended by other Act, Oct. 25, 2011;
(Entered into force Oct. 26, 2011)

Article 1 (Purpose)

The purpose of this Decree is to prescribe those matters delegated by the Korea Institute of Nuclear Safety Act and those necessary for the enforcement thereof.

Article 2 (Submission of Budget Request for Contributions)

The Korea Institute of Nuclear Safety (hereinafter referred to as the “Institute”) shall submit its budget request for contributions for the following year to the Nuclear Safety and Security Commission under Article 3 of the Act on Establishment and Operation of the Nuclear Safety and Security Commission (hereinafter referred to as the “Commission”) by April 30 of each year by attaching the following documents:

1. Business plan and plan for revenues and expenditures for the following year;
2. Estimated balance sheet and income statement for the following year;
3. Other documents necessary for the clarification of the details of the budget request for contributions.

Article 3 (Notification of Decision on Contribution Budget)

Upon determining the contribution budget to be paid to the Institute pursuant to Article 14 of the Korea Institute of Nuclear Safety Act (hereinafter referred to as the “Act”), the Commission shall notify the Institute thereof.

Article 4 (Payment of Contributions)

If the Institute intends to receive contributions, it shall submit an application

requesting contribution payments by attaching the quarterly implementation plan to the Commission.

Article 5 (Handling of Surplus Funds)

Where any surplus funds exist as a result of settling the accounts of each business year, the Institute shall use such funds to cover any loss carried forward from the previous year and carry any remainder forward to the following year.

Article 6 (Submission of Business Plans and Budget)

(1) In accordance with Article 17 of the Act, the Institute shall submit the business plan and budget for the following year to the Commission before the start of each business year.

(2) Separately expressed in the business plan under paragraph (1) shall be the objectives to achieve, implementation methods, main contents and budget requirement for the relevant business.

(3) If the Institute intends to alter main contents of the business plan under paragraph (1), it shall submit in advance to the Commission a business plan that clearly states the matters to be altered and the reasons therefor.

Article 7 (Submission of Closing Statements)

In accordance with Article 18 of the Act, the Institute shall submit to the Commission the closing statements of revenues and expenditures for each business year by attaching the following documents: <Amended by Presidential Decree No. 23237, Oct. 25, 2011>

1. Financial statements (including the statement of opinion of the financial auditor under Article 18 (2) of the Act) and documents attached thereto;
2. Other documents necessary for the clarification of the details of the settlement of accounts.

ADDENDA <Presidential Decree No. 12963, Mar. 31, 1990>

Article 1 (Enforcement Date)

This Decree shall enter into force on the date of its promulgation.

Article 2 (Revision of other Acts and Subordinate Statutes)

(1) A portion of the Enforcement Decree of the Atomic Energy Act shall be revised as follows:

Subparagraph 1 of Article 303 shall be revised as follows:

1. The Korea Institute of Nuclear Safety established in accordance with the Korea Institute of Nuclear Safety Act

In Articles 304 (1) and 323 (1), “Korea Energy Research Institute” shall be revised to “Korea Institute of Nuclear Safety.”

(2) A portion of the Enforcement Decree of the Support of Specific Research Institutes Act shall be revised as follows:

Subparagraph 11 of Article 3 shall move to subparagraph 12, and subparagraph 11 shall be established as follows:

11. The Korea Institute of Nuclear Safety

(3) A portion of the Enforcement Decree of the Framework Act on Civil Defense shall be revised as follows:

Subparagraphs 22 and 23 of Article 13 shall move to subparagraphs 23 and 24, respectively, and subparagraph 22 of the said Article shall be created as follows:

22. President of the Korea Institute of Nuclear Safety

ADDENDA <Presidential Decree No. 20740, Feb. 29, 2008>

(Organization Regulations Regarding the Ministry of Education, Science and Technology and Its Affiliated Agencies)

Article 1 (Enforcement Date)

This Decree shall enter into force on the date of its promulgation.

Articles 2 through 6 Omitted.

Article 7 (Revision of other Acts and Subordinate Statutes)

(1) through <101> Omitted.

<102> A portion of the Enforcement Decree of the Korea Institute of Nuclear Safety shall be revised as follows:

In the part other than the subparagraphs of Article 2, Articles 3, 4 and 7 (1) and (3), and the part other than the subparagraphs of Article 8, “Minister of Science and Technology” shall be revised to “Minister of Education, Science and Technology.”

ADDENDUM <Presidential Decree No. 21550, Jun. 25, 2009>

This Decree shall enter into force on the date of its promulgation: Provided, That the amended provisions of Article 7 shall apply to settlement of accounts from fiscal year 2010.

ADDENDA <Presidential Decree No. 23237, Oct. 25, 2011>

(Organization Regulations Regarding the Nuclear Safety and Security Commission)

Article 1 (Enforcement Date)

This Decree shall enter into force on October 26, 2011.

Article 2 Omitted.

Article 3 (Revision of other Acts and Subordinate Statutes)

(1) through (3) Omitted.

(4) A portion of the Enforcement Decree of the Korea Institute of Nuclear Safety shall be revised as follows:

In the part other than the subparagraphs of Article 2, “Minister of Education, Science and Technology” shall be revised to “Nuclear Safety and Security Commission under Article 3 of the Act on Establishment and Operation of the Nuclear Safety and Security Commission (hereinafter referred to as the “Commission”).”

In Article 3, “Minister of Education, Science and Technology” shall be revised to “Commission.”

In Articles 4 and 6 (1) and (3), and in the part other than the subparagraphs of Article 7, “Minister of Education, Science and Technology” shall be revised to “Commission.”